



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

f

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/657,201	09/09/2003	Fox John Herrington	4393-008	9136
7590	03/13/2006		EXAMINER	
INTELLECTUAL PROPERTY LAW OFFICE OF MICHAEL G. GILMAN 424 Lantana Park Lexington, KY 40515				HEWITT, JAMES M
		ART UNIT	PAPER NUMBER	3679

DATE MAILED: 03/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Amendment

The reply filed on 12/12/05 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The reply does not point out how the language of at least claim 9 patentably distinguishes from Line (US 690,744). Pursuant to 37 CFR 1.111(b), The reply must present arguments pointing out the specific distinctions believed to render the claims, including any newly presented claims, patentable over any applied references...A general allegation that the claims define a patentable invention without specifically pointing out how the language of the claims patentably distinguishes them from the references does not comply with the requirements of this section. Applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

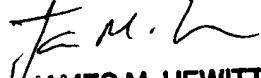
Note that the Examiner did not have to give Applicant the one month/thirty days as this is the second notice of non-responsive amendment for the same matter. The Examiner could have required Applicant to file a petition under 37 CFR 1.136(a) and provide the appropriate extension fee along with a fully responsive reply in order to avoid abandonment of the application.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James M. Hewitt whose telephone number is 571-272-7084.

Art Unit: 3679

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel Stodola can be reached on 571-272-7087. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



JAMES M. HEWITT
PRIMARY EXAMINER